

FARAD CONSTITUTION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE,
NAGPUR BENCH, NAGPUR

WRIT PETITION NO.3915/2007

Patel Gas Agencies through its Partner Ku. Rita d/o Motilalji
Patel
...Versus...
Syed Chand s/o Syed Habeeb

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders or
directions and Registrar's orders.

Court's or Judge's Orders

(Shri C.A. Joshi, Adv. for petitioner)

CORAM:- A.B. CHAUDHARI, J.
DATED :- 31.08.2007.

Heard Advocate Shri Joshi for the petitioner.

An order directing petitioner/employer to pay subsistence allowance during pendency of domestic enquiry is under challenge in the present writ petition. Counsel for petitioner states that he has no grievance regarding direction in respect of payment of allowance. However, he states that enquiry proceeding is at the fag end. The Industrial Court ought to have granted permission to complete the enquiry making necessary orders. The petitioner ought to have completed the

enquiry and sought permission from the Industrial Court rather than directly coming to this Court. Writ Petition is, therefore, premature. The same is dismissed.

The petitioner is, however, at liberty to approach the Industrial Court for the said purpose.

JUDGE

SSW